

AMENDED IN ASSEMBLY APRIL 27, 2005

AMENDED IN ASSEMBLY APRIL 5, 2005

CALIFORNIA LEGISLATURE—2005–06 REGULAR SESSION

ASSEMBLY BILL

No. 1436

Introduced by Assembly Member Baca

(Coauthors: Assembly Members Bass, Cogdill, DeVore, Harman, Shirley Horton, La Suer, Leslie, Maze, Mullin, Nakanishi, Nava, Ruskin, and Umberg)

February 22, 2005

An act to add Section 69433.2 to the Education Code, relating to student financial aid, and declaring the urgency thereof, to take effect immediately.

LEGISLATIVE COUNSEL'S DIGEST

AB 1436, as amended, Baca. Student financial aid: Cal Grant Program: military veterans.

Existing law, the Ortiz-Pacheco-Poochigian-Vasconcellos Cal Grant Act, establishes the Cal Grant A and B entitlement awards, the California Community College Transfer Entitlement awards, the Competitive Cal Grant A and B awards, the Cal Grant C awards, and the Cal Grant T awards under the administration of the Student Aid Commission, and establishes eligibility requirements for awards under these programs for participating students attending qualifying institutions.

This bill would, notwithstanding any other provision of law, provide that any California resident who has been honorably discharged from the Armed Forces of the United States, or who is, or who has been, a member of the California National Guard, the California State Military Reserve, or the California Naval Militia, and who, in that

capacity, was called to active service, as defined, is eligible for a Cal Grant award if he or she is enrolled for at least the required academic load in a qualifying institution, ~~and~~ he or she submits an application in a timely manner, *and he or she meets the income eligibility criteria for the Cal Grant A award.*

The bill would declare that it is to take effect immediately as an urgency statute.

Vote: $\frac{2}{3}$. Appropriation: no. Fiscal committee: yes.
State-mandated local program: no.

The people of the State of California do enact as follows:

1 SECTION 1. Section 69433.2 is added to the Education
2 Code, to read:
3 69433.2. (a) Notwithstanding any other provision of law, any
4 California resident who has been honorably discharged from the
5 Armed Forces of the United States, or who is, or has been, a
6 member of the California National Guard, the California State
7 Military Reserve, or the California Naval Militia, and who, in
8 that capacity, was called to active service within the meaning of
9 Section 146 of the Military and Veterans Code, is eligible for a
10 Cal Grant award if he or she meets ~~both~~ *all* of the following
11 criteria:
12 (1) He or she is currently enrolled for a minimum of six
13 semester units, or the equivalent number of quarter units, in a
14 qualifying institution, or is currently enrolled on at least a
15 half-time basis in occupational or technical training as defined in
16 Section 69439.
17 (2) He or she submits an application in a timely manner.
18 (3) *He or she meets the income eligibility criteria for the Cal*
19 *Grant A award.*
20 (b) The Department of Veterans Affairs shall determine
21 whether an individual meets the requirement of an honorable
22 discharge from the Armed Forces of the United States set forth in
23 subdivision (a). The Military Department shall determine
24 whether an individual meets the requirements of service in the
25 California National Guard, the California State Military Reserve,
26 or the California Naval Militia set forth in subdivision (a).
27 (c) *A person to whom this section is applicable shall be*
28 *eligible to receive grants pursuant to this section for up to five*

1 *years after he or she returns from active duty. The Student Aid*
2 *Commission shall waive the application deadlines for persons*
3 *who apply for awards under this section.*

4 SEC. 2. This act is an urgency statute necessary for the
5 immediate preservation of the public peace, health, or safety
6 within the meaning of Article IV of the Constitution and shall go
7 into immediate effect. The facts constituting the necessity are:

8 In order to address the urgent need to aid military veterans, and
9 others, who are interested in beginning their careers, it is
10 necessary that this act take effect immediately.